

### **REMARKS/ARGUMENTS**

The office action of September 26, 2002 has been carefully reviewed and these remarks are responsive thereto. Reconsideration and allowance of the instant application are respectfully requested.

Claims 5-6, 18-19, 23, 28 and 34-35 remain in this application. During a telephone interview with the Examiner on or about November 21, 2002, the Examiner clarified that claims 6, 19, 23 and 35 were allowed and indicated that an Interview Summary confirming the status of these claims would be mailed. To date, Applicants have not received the Interview Summary. Nonetheless, applicants will respond to the instant office action based on the understanding that claims 6, 19, 23 and 35 have been allowed. In this regard, applicants appreciate the acknowledgement that claims 6, 19, 23 and 25 are allowable.

Claims 5, 18, 28 and 34 stand rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. patent no. 5,535,242 (Brigida). Applicants respectfully traverse this rejection.

Brigida discloses a portable computer including a combination modem/cellular telephone in which digital data within the computer can be converted to analog signals and transmitted via cellular telephone system. Also, Brigida discloses that the computer display may display various communication channel status data such as received signal strength obtained from the cellular system and bit error rate.

In contrast to Brigida, amended claim 5 calls for, among other features, a communication apparatus which is operated in one of a first mode in which a phone controls a radio communication between the phone and a base station and a second mode in which a control unit of a data terminal controls the radio communication; the phone comprises a transmitter configured to transmit status information of the phone to the data terminal when the communication apparatus is operated in the first mode. Notably, Brigida lacks a teaching or suggestion of applicants' claimed first and second modes, where in the first mode a phone controls a radio communication between the phone and a base station and in the second mode, the control unit of a data terminal controls the radio communication. Moreover, Brigida is devoid of any suggestion regarding transmitting status information of the phone to a data terminal when the communication apparatus operates in a mode in which the phone controls the radio

communication. For at least these reasons, Brigida does not show every element of claim 5. Hence, claim 5 is patentably distinct from Brigida.

Amended claim 18 recites a phone configured to be connected to a data terminal and configured to transmit data to a base station via a radio channel, receive data from the base station via the radio channel and transmit the reception data from the base station to said data terminal. The claim 18 phone includes a status information transmitting unit configured to transmit status information of the phone to the data terminal to make said data terminal display the transmitted status information while a communication mode in which the phone controls a radio communication between the phone and the base station is set. Brigida however, differs substantially from the claim 18 invention. For example, Brigida neither teaches nor suggests a unit or mechanism configured to transmit status information of the phone to a data terminal to make the data terminal display the status information while a communication mode in which the phone controls a radio communication between the phone and the base station is set. Indeed, Brigida does not even provide a hint as to a communication mode in which the phone controls a radio communication between the phone and the base station. As a result, for at least the reasons discussed, claim 18 is patentably distinguishable from Brigida.

Amended claim 28 is directed to a data terminal including a control unit configured to perform a data communication between a phone and a base station connected to the phone over a radio channel, and a modem configured to connect said control unit and the phone, the control unit comprising a display. The claim 28 data terminal further includes a status information display unit configured to cause the display of the control unit to display status information of the phone transmitted from the phone while a communication mode in which the phone controls a radio communication between the phone and the base station is set. As discussed with respect to claim 18, Brigida does not even provide a hint as to a communication mode in which the phone controls a radio communication between the phone and the base station. Consequently, Brigida does not provide a teaching or suggestion of a status information display unit configured to cause the display of the control unit to display status information of the phone transmitted from the phone while a communication mode in which the phone controls a radio communication between the phone and the base station is set. For at least these reasons, Brigida

does not disclose, teach or suggest every element of claim 28. Thus, claim 28 is patentably distinct from Brigida.

Amended claim 34 calls for, a phone in a radio communication system, the phone configured to be connected with a base station over a radio channel, and with a data terminal, wherein the phone transmits data from the data terminal to the base station, receives data from the base station, and transmits the received data to the data terminal, the radio communication system being operated in one of a first mode in which the phone controls a radio communication between the phone and the base station and a second mode in which the data terminal controls the radio communication. The phone includes, among other features, a transmitter configured to transmit status information of the phone to the data terminal, and a controller configured to cause the data terminal to display the transmitted status information when the radio communication system is operated in the first mode. As discussed previously, Brigida lacks a teaching or suggestion of applicants' claimed first and second modes. Specifically, Brigida neither teaches nor suggest a first mode in which a phone controls a radio communication between the phone and a base station and a second mode in which the control unit of a data terminal controls the radio communication. Nor does Brigida provide any suggestion of a controller configured to cause the data terminal to display the transmitted status information when the radio communication system is operated in the first mode. Thus, for at least the foregoing reasons, claim 34 is patentably distinct from Brigida

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Reply to Office Action of September 26, 2002

**CONCLUSION**

It is believed that no fee is required for this submission. If any fees are required or if an overpayment is made, the Commissioner is authorized to debit or credit our Deposit Account No. 19-0733, accordingly.

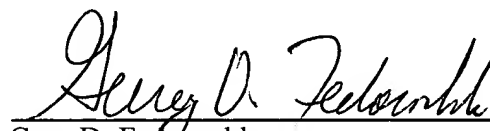
All rejections having been addressed, applicant respectfully submits that the instant application is in condition for allowance, and respectfully solicits prompt notification of the same.

Respectfully submitted,

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